

1 HONORABLE BARBARA J. ROTHSTEIN
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9
10 UNITED STATES DISTRICT COURT
11 WESTERN DISTRICT OF WASHINGTON
12 AT SEATTLE
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15 WAG ACQUISITION, LLC,
16
17 Plaintiff,

18 v.
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20 FLYING CROCODILE, INC., d/b/a FCI, INC.,
21 et al.
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23 Defendants.

24 Case No. 2:19-cv-01278-BJR
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1 on November 16, 2021. Stay Order at 3. Since then, the USPTO issued a non-final office action
 2 on March 4, 2022, to which WAG filed a response on June 6, 2022.

3 2. *Ex Parte* Reexamination Control No. 90/014,834 relating to U.S. Patent No.
 4 8,122,141 remains pending. As noted by the Stay Order, the USPTO ordered this reexamination
 5 on September 21, 2021. Stay Order at 3. Since then, the USPTO issued a non-final office action
 6 on March 7, 2022, to which WAG filed a response on June 7, 2022.

7 3. *Ex Parte* Reexamination Control No. 90/014,836 relating to U.S. Patent No.
 8 8,364,839 remains pending. As noted by the Stay Order, the USPTO ordered this reexamination
 9 on September 30, 2021. Stay Order at 3. Since then, the USPTO issued a non-final office action
 10 on January 13, 2022, to which WAG filed a response on March 14, 2022. On April 27, 2022, the
 11 USPTO issued a final office action, to which WAG filed a response on June 27, 2022.

12 4. *Ex Parte* Reexamination Control No. 90/014,835 relating to U.S. Patent No.
 13 8,185,611 remains denied. As noted by the Stay Order, the USPTO denied this request for *ex parte*
 14 reexamination on November 12, 2021. Stay Order at 3. As further noted by the Stay Order, on
 15 December 10, 2021, the requesters “filed a petition for review of the examiner’s decision denying
 16 *ex parte* reexamination of the ‘611 patent.” *Id.* (footnote omitted). The USPTO has not yet
 17 responded to the petition for review.

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 JOINT STATUS REPORT RESPONDING TO
 THE COURT’S DECEMBER 28, 2021 ORDER – 2
 (Case No. 2:19-cv-01278-BJR)

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1 DATED: June 28, 2022.

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JOINT STATUS REPORT RESPONDING TO
THE COURT'S DECEMBER 28, 2021 ORDER – 3
(Case No. 2:19-cv-01278-BJR)

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CERTIFICATE OF SERVICE

I certify that on June 28, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all parties of record.

I declare under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

DATED at Seattle, Washington on June 28, 2022.

s/ Monica Dawson
Monica Dawson

JOINT STATUS REPORT RESPONDING TO
THE COURT'S DECEMBER 28, 2021 ORDER – 4
(Case No. 2:19-cv-01278-BJR)

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